

FILED SEP 27 2005

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

IDAHO LABORERS-EMPLOYERS )  
HEALTH & WELFARE TRUST FUND, )  
et al., )  
Plaintiffs, )  
v. )  
DESERT SAGE CONTRACTORS, INC. )  
and UNION PAYROLL SOLUTIONS, )  
INC., )  
Defendants. )

No. 05-838-~~HA~~ HU

OPINION AND ORDER

HAGGERTY, Judge:

This is an action to recover delinquent contributions to a labor union health and welfare fund. The defendants were found in default on July 27, 2005 (doc. # 12).

Plaintiffs filed a motion for entry of judgment on July 25, 2005 (doc. # 7). The motion was denied on September 26, 2005 for failure to submit supporting documentation (doc. # 13). Plaintiffs have now filed a second motion for entry of judgment in the total amount of \$16,250.09, plus interest. According to the motion,

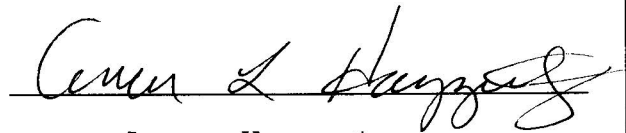
1 defendant Desert Sage Contractors, Inc. owes \$2,212.19 in  
2 contributions, \$221.21 as liquidated damages, and interest on these  
3 amounts at the legal rate of 10% per annum, pursuant to the Trust  
4 Agreement. In addition, plaintiffs seek recovery of attorney's fees  
5 against Desert Sage Contractors in the amount of \$2,546.38, and  
6 \$207.62, representing half of the filing fee and service fees,  
7 together with interest.

8 According to the motion, defendant Union Payroll Solutions,  
9 Inc. owes \$9,354.15 in contributions, \$935.41 as liquidated  
10 damages, and interest on these amounts at the legal rate of 10% per  
11 annum, pursuant to the Trust Agreement. Plaintiffs also seek  
12 recovery of attorney's fees against Union Payroll Solutions in the  
13 amount of \$2,546.37 and \$207.62, representing half of the filing  
14 fees and service fees, plus interest.

15 Plaintiffs' second motion for entry of judgment (doc. # 14) is  
16 GRANTED. Judgment shall be entered against defendant Desert Sage  
17 Contractors in the amount of \$5,187.40 plus interest at the rate of  
18 10% per annum until paid, and against defendant Union Payroll  
19 Solutions, Inc. in the amount of \$13,043.55 plus interest at the  
20 rate of 10% per annum until paid.

21 IT IS SO ORDERED.

22  
23 Dated this 20 day of Oct 2005.

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25   
26 Ancer Haggerty  
27 United States District Judge